

THE HONORABLE RICARDO S. MARTINEZ

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

SECTRA COMMUNICATIONS AB,

Plaintiff,

v.

ABSOLUTE SOFTWARE, INC. and
NETMOTION SOFTWARE, INC.,

Defendants.

Case No. 2:22-cv-0353-RSM

**STIPULATION AND PROPOSED
ORDER REGARDING DATES FOR
CLAIM CONSTRUCTION EXCHANGE**

NOTE ON MOTION CALENDAR:

NOVEMBER 4, 2022

1 The parties to the above-captioned action (the “Parties”), submit the below stipulation
 2 pursuant to Civil Local Rule 7(*l*) for review and approval by the Court:

3 **WHEREAS**, the Parties have engaged in good-faith meet-and-confer discussions
 4 regarding the claim construction exchanges and their mutual agreement that the Parties should
 5 exchange proposed terms and constructions prior to exchanging expert reports to facilitate
 6 efficient claim construction discovery;

7 **WHEREAS**, in accordance with Patent Local Rule 130 and within 20 days of serving
 8 preliminary invalidity contentions on December 28, 2022, the Parties have agreed to exchange
 9 proposed terms for construction on January 17, 2023;

10 **WHEREAS**, the Parties have further agreed to exchange proposed constructions for each
 11 claim term, phrase, or clause that the parties have identified for claim construction as described
 12 and in accordance with Patent Local Rule 131(a) on January 31, 2023;

13 **WHEREAS**, the Parties have further agreed that at the same time the Parties exchange
 14 their proposed constructions, the Parties each shall also provide a preliminary identification of
 15 extrinsic evidence as described in Patent Local Rule 131(b);

16 **WHEREAS**, the Parties have agreed to exchange opening expert reports on claim
 17 construction on February 13, 2023 (instead of January 24, 2023), for the good cause of providing
 18 the Parties additional time to consider the other party’s proposed constructions and related
 19 evidence, and request the Court’s approval for the revised deadline;

20 **WHEREAS**, the Parties have agreed to exchange rebuttal expert reports on claim
 21 construction on March 13, 2023 (instead of February 27, 2023), for the good cause of providing
 22 the Parties additional time to consider the other party’s proposed constructions, related evidence,
 23 expert reports, and reflect any initial conferences pursuant to Patent Local Rule 131(c) in their
 24 positions, and request the Court’s approval of the revised deadline;

25 **WHEREAS**, the Parties’ agreed dates regarding claim construction exchanges do not
 26

1 change the majority of the dates set by the Court in the Order Setting Trial Dates and Related
 2 Dates (Dkt. 92); specifically, the major dates regarding claim construction remain unchanged, for
 3 submission of the preliminary claim chart (March 9, 2023); submission of the joint claim chart
 4 and prehearing statement (April 7, 2023); submission of the opening claim construction briefs
 5 (April 21, 2023); submission of the responsive claim construction briefs (May 5, 2023); the
 6 *Markman* hearing (May 26, 2023); and later expert, discovery, and trial dates;

7 **THEREFORE**, the Parties hereby **STIPULATE** that the Parties shall exchange
 8 proposed terms for construction on January 17, 2023; proposed constructions and identification
 9 of extrinsic evidence pursuant to Patent Local Rule 131 on January 31, 2023; opening expert
 10 reports on claim construction on February 13, 2023; and rebuttal expert reports on claim
 11 construction on March 13, 2023.

12 **SO STIPULATED.**

13 DATED this 4th day of November, 2022

14 Respectfully submitted,

15 COOLEY LLP

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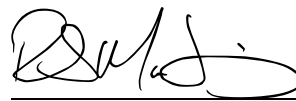
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SECTRA COMMUNICATIONS AB

IT IS SO ORDERED.

DATED this 4th day of November, 2022.



RICARDO S. MARTINEZ
UNITED STATES DISTRICT JUDGE